THE HON'BLE Mr. JUSTICE V.ESWARAIAH

WRIT PETITION No.3029 of 2006

DATED:17.02.2006

Between:

Singamsetti Yellamanda ……Petitioner

AND

1. The Government of Andhra Pradesh,
represented by its Secretary to Government,
Revenue (Land Acquisition), Secretariat, Hyderabad
and others

...Respondents

THE HON'BLE Mr. JUSTICE V.ESWARAIAH

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WRIT PETITION No. 3029 of 2006

ORDER:

This writ petition is filed by the petitioner seeking a direction, more particularly in the nature of writ of mandamus, to declare the action of the respondents in trying to take possession of the land belonging to the petitioner in Sy.No.367/IE to an extent of 72 square yards of Vinukonda Town, Guntur District, without issuing any notification under Section

4 (1) of the Land Acquisition Act and without paying any compensation, as illegal and arbitrary.

Heard the learned counsel for the petitioner and the learned Government Pleader for Revenue.

It is stated by the petitioner that on 20.01.1984, the petitioner was assigned land to an extent of
Ac. 0.01 ½ cents or 72 square yards in Sy.No.367/lE of Vinukonda Town vide T.S.No.1134/84 on payment of market value of Rs.2,700/- @ Rs. 37.20 Ps. per square yard *vide* Challan No.356, dated 19.01.1984. Thereafter, he obtained approval from Vinukonda Gram Panchayat for construction of a small hotel. It is further stated that the respondents for the purpose of widening the road, threatening to dispossess or demolish the portion of his hotel, without following the procedure prescribed under law.

Admittedly, the petitioner acquired the land in question as stated above. Therefore, without expressing any opinion on merits of the case, I deem it appropriate to direct the respondents not to dispossess or demolish any portion of the property of the petitioner, without following the procedure prescribed under law.

With the above direction, the Writ Petition is disposed of. No order as to costs.

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17th February, 2006

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